

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

THOMAS COSTANZA,

Defendant.

)
)
)
)
)
)
)
)
)
)

8:20CR273

ORDER

This matter is before the court on the defendant's Unopposed Motion to Continue Trial [43]. Counsel needs additional time to determine if the matter can be resolved short of trial. For good cause shown,

IT IS ORDERED that the Unopposed Motion to Continue Trial [43] is granted, as follows:

1. The jury trial now set for March 1, 2022, is continued to **May 31, 2022**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and May 31, 2022**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).
3. **No further continuances will be granted without requesting a hearing before the undersigned magistrate judge.**

DATED: February 11, 2022

BY THE COURT:

**s/ Michael D. Nelson
United States Magistrate Judge**